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6

Number of Pages (including this page)

Date: 11/10/04

To: Commissioner for Patents

Location: United States Patent and Trademark Office

Fax No.: (703) 872-9306

From: Randall S. Vaas

Registration No. 34,479

Subject: Serial No. 10/661,755

Docket No. CS22547RL

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MESSAGE:

Enclosed herewith, please find:

- ☒ Information Disclosure Statement
- ☒ PTO Form SB/08
- ☒ Transmittal Form
- ☒ Fee Transmittal Form
- ☐ PCT Search Report

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EXAMINER:
GROUP ART UNIT: 2642
SERIAL NO.: 10/661,755
FILED: 9/12/03
INVENTOR: Ma, Jeong J.

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DOCKET NO.: CS22547RL

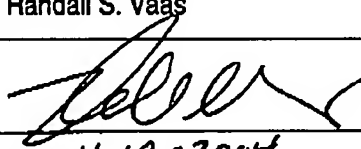
FEE TRANSMITTAL Patent fees are subject to annual revision <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Complete if Known	
		Application Number	10/661,755
		Filing Date	9/12/03
		First Named Inventor	Ma, Jeong J.
		Examiner Name	
		Group Art Unit	2642
TOTAL AMOUNT OF PAYMENT		(\$)	0.00
		Attorney Docket No.	CS22547RL

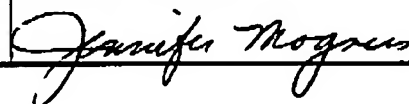
METHOD OF PAYMENT (check all that apply) <input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account Deposit Account Number 502117 Deposit Account Name Motorola, Inc. The Director is authorized to: (check all that apply) <input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application <input type="checkbox"/> Charge fees(s) indicated below, except for the filing fee to the above-identified deposit account.					FEE CALCULATION (continued) 3. ADDITIONAL FEES																																																																																																																																																										
FEE CALCULATION 1. BASIC FILING FEE					<table border="1"> <thead> <tr> <th>Large Fee Code</th> <th>Small Fee Code</th> <th>Large Fee (\$)</th> <th>Small Fee (\$)</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr><td>1051</td><td>2051</td><td>130</td><td>65</td><td>Surcharge - late filing fee or oath</td></tr> <tr><td>1052</td><td>2052</td><td>50</td><td>25</td><td>Surcharge - late Provisional filing</td></tr> <tr><td>1053</td><td>1053</td><td>130</td><td>130</td><td>Non-English specification</td></tr> <tr><td>1812</td><td>2520</td><td>2520</td><td>2520</td><td>For filing a request for ex parte Reexamination</td></tr> <tr><td>1804</td><td>920*</td><td>920*</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td></tr> <tr><td>1805</td><td>1840*</td><td>1840*</td><td>1840*</td><td>Requesting publication of SIR after Examiner action</td></tr> <tr><td>1251</td><td>110</td><td>2251</td><td>55</td><td>Extension for reply within first month</td></tr> <tr><td>1252</td><td>430</td><td>2252</td><td>215</td><td>Extension for reply within second month</td></tr> <tr><td>1253</td><td>980</td><td>2253</td><td>490</td><td>Extension for reply within third month</td></tr> <tr><td>1254</td><td>1530</td><td>2254</td><td>765</td><td>Extension for reply within fourth month</td></tr> <tr><td>1255</td><td>2080</td><td>2255</td><td>1040</td><td>Extension for reply within fifth month</td></tr> <tr><td>1401</td><td>340</td><td>2401</td><td>170</td><td>Notice of Appeal</td></tr> <tr><td>1402</td><td>340</td><td>2402</td><td>170</td><td>Filing a brief in support of an appeal</td></tr> <tr><td>1403</td><td>300</td><td>2403</td><td>150</td><td>Request for oral hearing</td></tr> <tr><td>1451</td><td>1510</td><td>1451</td><td>1510</td><td>Petition to institute a public use proceeding</td></tr> <tr><td>1452</td><td>110</td><td>2452</td><td>55</td><td>Petition to revive - unavoidable</td></tr> <tr><td>1453</td><td>1370</td><td>2453</td><td>685</td><td>Petition to revive - unintentional</td></tr> <tr><td>1501</td><td>1370</td><td>2501</td><td>685</td><td>Utility issue fee (or reissue)</td></tr> <tr><td>1502</td><td>480</td><td>2502</td><td>245</td><td>Design issue fee</td></tr> <tr><td>1503</td><td>880</td><td>2503</td><td>330</td><td>Plant issue fee</td></tr> <tr><td>1460</td><td>130</td><td>1460</td><td>130</td><td>Petitions to the Commissioner</td></tr> <tr><td>1807</td><td>50</td><td>1807</td><td>50</td><td>Processing fee under 37 CFR 1.17(e)</td></tr> <tr><td>1808</td><td>180</td><td>1808</td><td>180</td><td>Submission of IDS</td></tr> <tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td>Recording each patent assignment per property (three number of properties)</td></tr> <tr><td>1809</td><td>790</td><td>2809</td><td>395</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td></tr> <tr><td>1810</td><td>790</td><td>2810</td><td>395</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td></tr> <tr><td>1801</td><td>790</td><td>2801</td><td>395</td><td>Request for Continued Examination (RCE)</td></tr> <tr><td>1802</td><td>900</td><td>1802</td><td>900</td><td>Request for expedited examination of a design application</td></tr> <tr><td colspan="5">Other fee (specify)</td></tr> </tbody> </table>					Large Fee Code	Small Fee Code	Large Fee (\$)	Small Fee (\$)	Fee Description	1051	2051	130	65	Surcharge - late filing fee or oath	1052	2052	50	25	Surcharge - late Provisional filing	1053	1053	130	130	Non-English specification	1812	2520	2520	2520	For filing a request for ex parte Reexamination	1804	920*	920*	920*	Requesting publication of SIR prior to Examiner action	1805	1840*	1840*	1840*	Requesting publication of SIR after Examiner action	1251	110	2251	55	Extension for reply within first month	1252	430	2252	215	Extension for reply within second month	1253	980	2253	490	Extension for reply within third month	1254	1530	2254	765	Extension for reply within fourth month	1255	2080	2255	1040	Extension for reply within fifth month	1401	340	2401	170	Notice of Appeal	1402	340	2402	170	Filing a brief in support of an appeal	1403	300	2403	150	Request for oral hearing	1451	1510	1451	1510	Petition to institute a public use proceeding	1452	110	2452	55	Petition to revive - unavoidable	1453	1370	2453	685	Petition to revive - unintentional	1501	1370	2501	685	Utility issue fee (or reissue)	1502	480	2502	245	Design issue fee	1503	880	2503	330	Plant issue fee	1460	130	1460	130	Petitions to the Commissioner	1807	50	1807	50	Processing fee under 37 CFR 1.17(e)	1808	180	1808	180	Submission of IDS	8021	40	8021	40	Recording each patent assignment per property (three number of properties)	1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))	1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	1801	790	2801	395	Request for Continued Examination (RCE)	1802	900	1802	900	Request for expedited examination of a design application	Other fee (specify)				
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2. EXTRA CLAIM FEES Total Claims <input type="text"/> - Previously Paid** <input type="text"/> = <input type="text"/> X Fee from below <input type="text"/> = <input type="text"/> Independent Claims <input type="text"/> - <input type="text"/> = <input type="text"/> X <input type="text"/> = <input type="text"/> Multiple Dependent <input type="text"/> = <input type="text"/> <input type="text"/> = <input type="text"/> <table border="1"> <thead> <tr> <th>Large Fee Code</th> <th>Small Fee Code</th> <th>Large Fee (\$)</th> <th>Small Fee (\$)</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr><td>1202</td><td>2202</td><td>18</td><td>9</td><td>Claims in excess of 20</td></tr> <tr><td>1201</td><td>2201</td><td>88</td><td>43</td><td>Independent claims in excess of 3</td></tr> <tr><td>1203</td><td>2203</td><td>290</td><td>145</td><td>Multiple dependent claim, if not paid</td></tr> <tr><td>1204</td><td>2204</td><td>88</td><td>43</td><td>* Reissue independent claims over original patent</td></tr> <tr><td>1205</td><td>2205</td><td>18</td><td>9</td><td>* Reissue claims in excess of 20 and over original patent</td></tr> </tbody> </table>					Large Fee Code	Small Fee Code	Large Fee (\$)	Small Fee (\$)	Fee Description	1202	2202	18	9	Claims in excess of 20	1201	2201	88	43	Independent claims in excess of 3	1203	2203	290	145	Multiple dependent claim, if not paid	1204	2204	88	43	* Reissue independent claims over original patent	1205	2205	18	9	* Reissue claims in excess of 20 and over original patent	SUBTOTAL (1) (\$ <input type="text"/>)																																																																																																																												
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SUBMITTED BY Name (Print/Type) Randall S. Yeas Signature					Complete (if applicable) Registration No. 34,479 Telephone 847-523-2327 Date 11-10-2004																																																																																																																																																										

DOCKET NO.: CS22547RL

TRANSMITTAL FORM	Application Number	10/661,755	
	Filing Date	9/12/03	
	First Named Inventor	Ma, Jeong J.	
	Group Art Unit	2642	
	Examiner Name		
Total Number of Pages in this Submission	4	Attorney Docket Number	CS22547RL

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-Related papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CDs	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter with appropriate copies <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below) <input checked="" type="checkbox"/> PTO/SB/08A <input type="checkbox"/> PCT Search Report
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual	Randall S. Vaas	Registration No.	34,479
Signature			
Date	11-10-2004		

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Typed or printed name	Jennifer Magness		
Signature		Date	11-10-2004

DOCKET NO.: CS22547RL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Ma, Jeong J. Group Art Unit: 2642
Application No.: 10/661,755 Examiner:
Date Filed: 9/12/03
Title: Communication Headset and Method

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner For Patents
Alexandria, VA 22313

SIR:

In accordance with 37 C.F.R. §1.56 and in compliance with 37 C.F.R. §§1.97 and 1.98, the references listed on attached Form PTO/SB/08 and/or subsequently identified herein, are for consideration by the United States Patent and Trademark Office. Pursuant to the Office waiving the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC §371 after June 30, 2003, copies of the reference are not submitted herewith.

I. ☒ THIS IDS IS BEING FILED UNDER 37 C.F.R. §1.97(b)-(d): (check only one box)

- a. ☒ within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d); within three months of the date of entry of the national stage as set forth in § 1.491 in an international application; before the mailing date of a first Office Action on the merits; and/or before the mailing date of a first Office Action after the filing of a request for continued examination under § 1.114. No fee or statement is required.
- b. ☐ before the mailing date of any of a Final Office Action under 37 C.F.R. §1.113, a Notice of Allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in the application. Petition fee set forth in §1.17(p) is required unless a statement under 37 C.F.R. §1.97(e) is provided.
- c. ☐ on or before payment of the issue fee. Petition fee set forth in §1.17(p) and a statement under 37 C.F.R. §1.97(e) are required.

II. ☐ STATEMENT UNDER 37 C.F.R. §1.97(e) (check only one box, if applicable)

The undersigned hereby states that

- a. ☐ each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of IDS; or
- b. ☐ no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application, and to knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the IDS was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement, or
- c. ☐ some of the items of information contained in the IDS were cited in a communication from a foreign Patent Office. As to this information, the undersigned states that each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby states that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the IDS was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement.

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DOCKET NO.: CS22547RL

The above references are being cited only in the interests of candor and without any admission that they constitute statutory prior art or contain matter which anticipates the invention or which would render the same obvious, either singly or in a combination, to a person of ordinary skill in the art.

Respectfully submitted,
Ma, Jeong G.



Randall S. Vaas
Attorney for Applicant(s)
Reg. No. 34,479
Tel. 847-523-2327

MOTOROLA, INC.
Customer Number 20280

Enclosures: ☒ Information Disclosure
Statement by Applicant
☐ References
☐ Foreign Search Report
☐ Other:

DOCKET NO.: CS22547RL

PTO/SB/08A (04-03)

Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete If Known	
				Application Number	10/881,755
				Filing Date	9/12/03
				First Named Inventor	Ma, Jeong J.
				Group Art Unit	2642
				Examiner Name	
Sheet	1	of	1	Attorney Docket Number	CS22547RL

[illegible][illegible]

Examiner Signature		Date Considered	
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¹ Unique citation designation number. ² See Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English Language Translation is attached.

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